IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPUR

M.A.NO. 705 / 2006 Division Bench

Appellant
Claimant : Amrit Lal
S/o Devilal Pawar,
Aged about 25 years,
R/o Village – Ukwa Daldala,
Thana – Rupjhar,
Dist : Balaghat-(M.P.).

Versus

Respondents
Non Applicants :

1. Jaipal @ Jaswant Singh
S/o Jagannath Singh,
Aged about 45 years,
Jairam Nagar,
Tehsil & Dist : Bilaspur-(C.G.)
----Vehicle Driver----

2. Smt. K.Rukmani,
W/o Shri K.Gautam,
Jabrapara Sarkanda,
Dist : Bilaspur-(C.G.)

--Vehicle Owner--

3. The Oriental Insurance Company Through Branch Manager Office, Bilaspur-(C.G.)

P.S. No. 1291/06 Respdt. Jain
Presented by Shri ... on 25/9/2006
dated ...

MISC. APPEAL U/S 173 OF THE MOTOR VEHICLES ACT 1988

FOR ENHANCEMENT OF COMPENSATION.

HIGH COURT OF CHHATTISGARH; BILASPUR
(LOK ADALAT)

(26)

MISCELLANEOUS APPEAL NO. 705 OF 2006

Appellant : Amrit Lal

Versus

Respondents: Jaipal @ Jaswant Singh & Others

(Arising out of Claim Case No.44 of 2005)

3-3-2007

Appellant – Amrit Lal with Shri Deepak Jain, Advocate.

None for respondents No.1 and 2.

Shri Yogesh Vithalani, Divisional Manager, Oriental Insurance Company Limited with Shri A.K. Athaley, counsel for respondent No.3.

In terms of compromise, award is passed as below :-

1) In addition to compensation already awarded by the Tribunal, respondent No.3 shall pay Rs.50,000/- (Rupees Fifty Thousand Only) to the appellant.
2) For disbursement and deposit in FDR, the Tribunal may pass appropriate orders.
3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
4) Appellant shall be entitled to receive interest on the amount so deposited, if any.
5) In view of the above, appeal against respondents No.1 & 2 stands dismissed.
6) Out of the above amount, Rs.500/- (Rupees Five Hundred Only) shall be paid to counsel for the appellants directly by respondent No.3 towards counsel fee.
7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
8) Copy of the award shall be given to the parties free of cost.

Sd/-
Justice Vijay Kumar Shrivastava
High Court of Chhattisgarh
Bilaspur

Sd/-
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

Gowri